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Subchapter V Trustee

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

**In re:**

**NUVEDA LLC, A NEVADA LIMITED  
LIABILITY COMPANY,**

**Debtor.**

*CASE No. 22-11249-ABL*

*Chapter 11*

**SUBCHAPTER V TRUSTEE'S FIRST AND FINAL FEE APPLICATION**

Pursuant to 11 U.S.C. § 330 and § 331 and Fed. R. Bank. Pro. 2016, chapter 11 Subchapter V trustee Edward M. Burr ("Trustee"), hereby applies to the Court for an order authorizing payment of first and final compensation of Subchapter V trustee fees. In support of this Application, the Trustee respectfully represents as follows:

**I. INTRODUCTION**

1. On April 11, 2022, NuVeda LLC. (the "Debtor") filed its voluntary petition for reorganization under Chapter 11, Subchapter V of the Bankruptcy Code under this present case as Docket #1.

2. On April 14, 2022, the Trustee submitted his Verified Statement of Subchapter V Trustee pursuant to FRBP 2008. Also, on April 14, 2022, Tracy Hope Davis, the United

1 States Trustee, filed a Notice of Appointment of Subchapter V Trustee with the Court under  
2 this present case as Docket #10 along with the Verified Statement of Subchapter V Trustee.

3 3. As disclosed in the Verified Statement, Trustee anticipated receiving  
4 compensation under 11 U.S.C. §330 for services at an hourly rate of \$395 per hour. Debtor  
5 and creditors were informed of this and received notice of the hourly rate being charged. In  
6 addition, the Debtor was informed of the Trustee's hourly billing rate during the Initial Debtor  
7 Interview. No retainers were paid in this case.

8 4. On June 29, 2022, creditor Jennifer Goldstein filed a Motion to Dismiss  
9 Bankruptcy Case (Docket #69).

10 5. On August 4, 2022, the Office of the United States Trustee filed the United  
11 States Trustee Motion to Dismiss Case (Docket #111).

12 6. On September 7, 2022, this Court held a hearing on the motions to dismiss.

13 7. ON October 14, 2022, the Court issued its oral rulings on the motions to  
14 dismiss, and the motions to dismiss were granted and this case was dismissed.

15 8. During the course of the Debtor's Chapter 11 case, the Trustee performed the  
16 services described in this Application and as more particularly described in the statements  
17 attached hereto as Exhibit A.

18 9. The time period covered in this Application is April 18, 2022, through October  
19 18, 2022. During this 6-month time period, 25.0 hours were expended by the Trustee at the  
20 previously disclosed hourly rate of \$395.00. The total amount of professional fees sought is  
21 \$9,875.00. The Trustee is not seeking reimbursement for any expenses with this Application.

22 10. The Trustee has made no agreement to share any compensation awarded within  
23 with any other person. The source of payment of any award will be from the assets of the  
24 Debtor.  
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## II DESCRIPTION OF SERVICES

11. Applicant was engaged to act as the Subchapter V Trustee. Trustee analyzed the Debtor's statement and schedules as well as the Plan of Reorganization that was filed. Trustee was in regular communication with Debtor's counsel regarding the Plan as well as other documents and motions that were filed in this case including the various motions to dismiss. The Trustee assisted Debtor's counsel in reviewing the Plan and liquidation analysis that were incorporated into the Debtor's Plan. Trustee also reviewed and analyzed the Debtor's monthly operating reports. Trustee attended and contributed to the Initial Debtor Interview, 341 hearing and other significant hearing in this matter. The Trustee engaged in meaningful communication with counsel with one of the largest creditors on multiple occasions and presented the issues raised by the creditor with the Debtor's counsel. Trustee also reviewed the proofs of claims filed and created a summary of claims. Throughout the application period, the Trustee also communicated regularly with the Office of the U.S. Trustee, keeping them involved of the status of the case.

12. Trustee performed services for which Trustee believes that \$9,875.00 would represent reasonable compensation in connection with its performance of the services provided and at the hourly rate disclosed in the Verified Statement.

## CONCLUSION

13. In the course of its Subchapter V Trustee appointment, the Trustee provided services for which it believes that the sum of \$9,875.00 would represent reasonable compensation, as reflected in the time log detail submitted as Exhibit A.

1 **WHEREFORE**, the Trustee prays that the Court make and enter its Order:

2 1. Determining that, under the circumstances, parties in interest have received  
3 adequate notice and an opportunity to be heard.

4 2. Approving and allowing as first and final fee compensation, on a final basis,  
5 the amounts requested in the foregoing Application in the aggregate amount of \$9,875.00.  
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7 3. Allowing and authorizing for immediate payment of \$9.875.00 representing  
8 compensation for the approved post-petition services and as allowed for by the Debtor, or  
9 such other amount as deemed reasonable by the Court; and

10 4. Granting such other and further relief as may be just and proper,  
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13 DATED: November 1, 2022

14 Respectfully submitted,

15 By: /s/ Edward M. Burr

16 Edward M. Burr

17 Subchapter V Trustee  
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**Mac Restructuring Advisors, LLC*****Time Detail for Subchapter V Trustee******First and Final Fee Application*****NuVeda, LLC: bk Case # 22-11249-ABL**

<u>Date</u>	<u>Time</u>	<u>Description</u>
04/18/22	0.10	Sent e mail to Debtor's counsel to set up initial phone call to go over case issues
04/20/22	0.30	Review Petition and other filings in preparation for call with Debtor's counsel
04/26/22	0.30	Download and review schedules, noted litigation issues
04/26/22	0.30	Download and review statement of financial affairs as well as other recent filings
04/28/22	0.30	Download and review documents produced for Initial Debtor Interview including judgements and complaint
05/03/22	0.20	Various e mails with Debtor's counsel and the UST's office regarding postponing IDI and 341.
05/10/22	1.40	Review Statements and Schedules as well as other documents. Participated in NuVeda Initial Debtor Interview
05/11/22	0.20	Download and review status report
05/12/22	0.20	Various e mails from Ed McDonald of the UST office and debtor's counsel regarding today's 341 meeting of creditors
05/12/22	0.50	Prepare for and dialed into Debtor's 341 meeting of creditors. Debtor's representative did not appear. Rescheduled.
05/20/22	0.10	Download and review April monthly operating report
05/25/22	0.20	Download and review application to employ counsel, as well as related filings
05/25/22	0.60	Participate in status hearing (total 1.7 hours)
05/26/22	0.30	Download and review Still PC employment application as well as related documents
05/26/22	2.10	Attend 341 meeting of creditors
06/15/22	0.20	Download and review UST's objection to application to employ counsel as well as objection to co-counsel
06/15/22	0.10	Download and review Jennifer Goldstein's proof of claim
06/16/22	0.20	Download and review Joinder to Objection Of The U.S. Trustee To The Application For Employment Of Law Office Of Nathan A. Schultz As The Debtors Co Counsel, as well as Joinder to Objection for co-counsel
06/21/22	0.10	Download and review May Monthly Operating Report
06/21/22	0.10	Download and review proof of claim as filed by Melech
06/22/22	0.30	Download and review motion to enforce automatic stay and seeking sanctions as well as supporting declaration
06/22/22	0.10	Download and review proof of claim as filed by TRNVP098, LLC
06/22/22	0.20	Download and review Debtor reply to employment applications as well as supporting declaration
06/29/22	0.20	Download and review Motion to Dismiss case as filed by Goldstein
06/29/22	0.50	Attended hearing on retention of counsel
06/30/22	0.30	Review additional filings of exhibits for motion to dismiss as filed by Goldstein
06/30/22	0.10	Download and review Notice of Hearing on Motion to Dismiss Bankruptcy Case Hearing Date
07/11/22	0.20	Download and review Joinder to Motion to Dismiss Bankruptcy Case Filed by receiver
07/11/22	0.20	Download and review Declaration of Shane Terry in Support of Joinder to Motion to Dismiss Bankruptcy
07/11/22	0.30	Download and review Declaration of Dotan Melech, as Receiver for CWNevada, LLC in Support of Joinder to Motion to Dismiss Bankruptcy Case
07/11/22	0.40	Download and review Declaration of Joe Coppedge in Support of Joinder to Motion to Dismiss along with all exhibits
07/11/22	0.60	Download and review Debtor's Plan of Reorganization, noted plan payments to classes, exit financing, projections, etc. Made notes for follow up with counsel
07/12/22	0.20	Drafted e mail to debtor's counsel regarding questions on Plan

**Mac Restructuring Advisors, LLC*****Time Detail for Subchapter V Trustee******First and Final Fee Application*****NuVeda, LLC: bk Case # 22-11249-ABL**

<u>Date</u>	<u>Time</u>	<u>Description</u>
07/12/22	0.20	Download and review status report as filed by counsel
07/14/22	0.20	Drafted e mail to Receiver's counsel as well as Jennifer Goldstein's counsel to set up calls to discuss case
07/15/22	0.70	Review various documents that were filed by counsel to receiver in preparation for call with counsel
07/15/22	1.00	Call with receiver's counsel to discuss case issues
07/15/22	0.30	Review certain filings by Jennifer Goldstein prior to call with her counsel
07/15/22	0.50	Call with Jennifer Goldstein's counsel to discuss case issues
07/16/22	0.10	Download and review declaration of Stipp regarding huis engagement letter
07/18/22	0.20	Download and review State of NV Attorney Generals Joinder to have the case dismissed as well as declaration ISO
07/19/22	0.20	Download and review CCB's motion for relief from stay
07/21/22	0.30	Download and review Receiver's Opposition to Motion to Enforce Automatic Stay and for Sanctions as well as receiver's declaration in support of
07/22/22	0.10	Download and review June Monthly Operating Report
07/26/22	0.20	Download and review Reply as supporting documents as filed by Debtor
07/27/22	1.00	Attend status hearing (2.0 total)
07/27/22	0.10	Call with UST on NuVeda issues
08/03/22	0.20	Attend hearing on sanctions
08/04/22	0.20	Read and review UST Motion to dismiss along with other filings
08/09/22	0.30	Read and review Debtor's Objection to Jennifer Goldstein's Motion to Dismiss
08/11/22	0.10	Read and review debtor's objection CCB's motion to dismiss
08/23/22	0.10	Read and review status report that was filed today
08/23/22	0.20	Read and review Stipulation between debtor, CCB and DOT as recently filed
08/23/22	0.20	participated on status hearing
08/25/22	0.20	Review Objection to U.S. Trustee's Motion to Dismiss as recently filed by debtor's counsel
08/31/22	0.20	Review Jennifer Goldstein's reply to Debtor objection to motion to dismiss
09/01/22	0.10	Review UST Reply brief on motion to dismiss
09/06/22	0.10	Review July Monthly Operating Report
09/06/22	0.10	Review August Monthly Operating Report with bank statement
09/06/22	0.40	Review and analysis of Debtor's Amended Plan of Reorganization
09/06/22	0.10	Read and review Debtor's status report for hearing tomorrow
09/07/22	1.10	Attended hearing on Motions to Dismiss
09/20/22	0.80	Participated on Order Ruling Hearing
10/14/22	3.00	Attended oral ruling on motions to dismiss or convert
10/18/22	1.10	Work on preparing first and final fee application
<b>Total Hours</b>	<b>25.00</b>	
<b>Rate</b>	<b>\$ 395.00</b>	
<b>Fees</b>	<b>\$ 9,875.00</b>	